REVISED ORDINANCES

OF THE

TOWN OF WENDOVER

CHAPTER I

ORDINANCES

Sec. 1-1. Repeal of Existing Ordinances. The ordinances contained in this chapter and the chapters following shall be known as the "Revised Ordinances of the Town of Wendover, 1957", and so far as their provisions are the same in effect as those of previously existing ordenances, they shall be construed as continuations thereof; but subject to the above limitations and the provisions of the next section, all ordinances of this town heretofore in force, except such as are of a private, local or temporary nature, including franchises, grants, dedications, bond issues and special levies for local assessments, are hereby repealed.

Sec. 1-2. Effect of Repealing Ordinance. The Revised Ordinances shall not effect any act done, or right accrued, any penalty incured, any suit, prosecution or proceeding pending or the tenure of office of any person holding office at the time when they take effect;

Nor shall the repeal of any ordinance hereby have the effect of reviving any ordinances theretofore repealed or superseded.

Sec. 1-3. Penalty for Violation of Ordinance. Whenever no other penalty is prescribed, any person convicted of violating any Town Ordinance shall be punished by a fine not exceeding ninty-nine ($99.00) Dollars or by imprisionment in the Town or County Jail for a period not to exceed three months. The court may, in imposing a fine, enter as part of the judgement that in default of the payment of fine, the

defendant may be imprisoned for a period not exceeding one day for each $2.00 of such fine. (10-13-23).

Sec. 1-4. When Ordinances Take Effect. All ordinances, before taking effect shall be deposited in the office of the Town Clerk and published at least once in some newspaper published in the Town of Wendover, or if there is no newspaper published therein, then by posting in three public places therein; provided, that whenever a revision is made and the revised ordinances are published by authority of the Town Board, no further publication shall be deemed necessary. Ordinances shall not go into effect until the twentieth day after their final passage; but shall go into effect at the expiration of such twentieth day after publication or posting or such thirtieth day after such final passage, or whichever of said days is the most remote from the final passage of such ordinance. Ordiances, if so provided therein, may take effect at a later date. Measures necessary for the immediate preservation of the peace, health or safety of the municipality may, if so provided in the ordenance, take effect at an earlier date. The Town Clerk shall record all resolutions and ordinances in a book kept for that purpose, together with the affidavit of publication by the publisher or his agent or, if posted, with the certificate of the due posting thereof, and the said book, or a certified copy of theordinances and affidavit of publication or posting, under he seal of the muncicipality, shall be received as evidence in all courts and places without further proof, or if printed in a book or pamphlet form by authority of the governing body, they shall be so received. (10-6-12).

Sec. 1-5. Enacting Clause. The enacting clause of all ordinances of the Town of Wendover, hereafter passed, shall be in the following form: "Be it ordained by the Town Board of Wendover, Utah", and no enacting clause shall be used in any section of any ordinance except the first.

Sec. 1-6. Liability of Employers and Agents to Penalty for Violation of Ordinances. When the provisions of an ordinance prohibit the commission of an act, not only the person actually doing the prohibited thing or omitting the directed act, but also the employer and all other persons concerned or aiding or abetting therein shall be guilty of the offense described and liable to the penalty prescribed for the offense.

Sec. 1-7. Number of Ordinances. The Town Clerk shall number all ordinances, beginning with number one and shall continue thereafter to consecutively number all ordinances filed and spread upon the records in the order of their passage and shall assign appropriate section numbers in conformity with the system of numbering sections used in this revision.

Section 1-8. Conflict. Whenever anything in these ordinances contained shall be or become in conflict with any provision or provisions of the laws of the state of Utah, such provision of these ordinances shall be deemed to be repealed and to be of no effect for such period as such law so in conflict therewith shall remain in effect, and such law shall govern.

Sec. 1-9. Foot-Note Annotations. Annotations set forth in parenthesis at the end of sections are not a part of these ordinances but refer for reference to provisions of "Utah Code Annotated, 1953".